



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yamamoto et al.

Art Unit : Unknown

Serial No. : 09/823,829

Examiner : Unknown

Filed : March 30, 2001

Title : METHOD FOR IDENTIFICATION AND DETECTION OF
MICROORGANISMS USING GYRASE GENE AS AN INDICATOR

BOX MISSING PARTS

Commissioner for Patents

Washington, D.C. 20231

SUBMISSION OF MISSING PARTS OF APPLICATION

This application was filed without a declaration signed by the inventor. A Notice to File Missing Parts was never issued. In order to complete this application, applicant as a large entity submits herewith the following:

- ☐ Payment of the basic filing fee of \$0;
- ☐ Payment of the additional/multiple dependent claims fees of \$0;
- ☒ Check in payment of \$130 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application;
- ☐ A Verified Statement Claiming Small Entity Status;
- ☒ Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;
- ☐ A verified English translation of the application and payment of the \$0 fee required under 37 CFR §1.17(k); and
- ☐ Other:

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

April 26, 2001

Date of Deposit

Signature

Rose Papetti

Rose Papetti

Typed or Printed Name of Person Signing Certificate

09823829, 070201



Section 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Satoshi Yamamoto et al. Art Unit : Unknown
Serial No. : 09/823,829 Examiner : Unknown
Filed : March 30, 2001
Title : METHOD FOR IDENTIFICATION AND DETECTION OF
MICROORGANISMS USING GYRASE GENE AS AN INDICATOR

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

A Notice to File Missing Parts dated Jun 7, 2001 indicated that (1) the oath or declaration is missing, (2) an abstract was not provided, and (3) a copy of the Sequence Listing in computer readable form and a statement that the computer readable form is identical to the written sequence listing have not been submitted.

Regarding item (1) above, an executed declaration and the requisite fee in connection with the present application was filed with the USPTO on April 26, 2001. As evidence, copies of the transmittal letter and the declaration as well as a copy of a check to cover the requisite fee are provided herein.

Regarding item (2) above, the abstract is provided under the heading of "Effect of the Invention" on page 19 of the present specification. A preliminary amendment is attached herein to correct the heading from "Effect of the Invention" to "Abstract of the Invention."

Regarding item (3), the sequence listing in computer readable form and the requisite statement have been filed with the USPTO on June 12, 2001. A copy of the statement is enclosed as evidence.

With this response, applicants submit that the missing parts requirements have been satisfied.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

June 26, 2001

Date of Deposit

Signature

Rose Papetti

Rose Papetti

Typed or Printed Name of Person Signing Certificate

09823829 070001

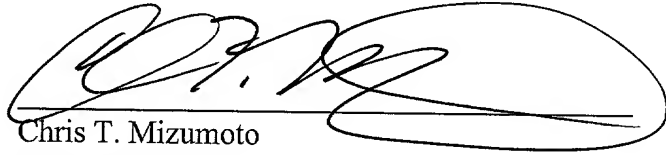
Applicant : Satoshi Yamamoto et al.
Serial No. : 09/823,829
Filed : March 30, 2001
Page : 2

Attorney's Docket No.: 12817-004001 / PH-581US-CIP

If there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date: June 26, 2001



Chris T. Mizumoto
Reg. No. 42,899

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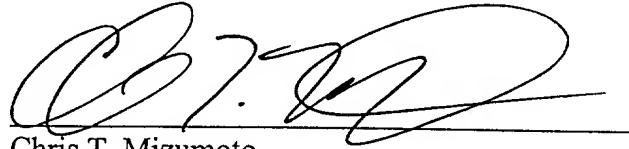
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Respectfully submitted,



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Date: April 26, 2001

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/823,829	03/30/2001	Satoshi Yamamoto	12817-004001

CONFIRMATION NO. 9429

FORMALITIES LETTER



OC000000006158818

CHRIS T. MIZUMOTO
Fish & Richardson P.C.
Suite 2800
45 Rockefeller Plaza
New York, NY 10111

Date Mailed: 06/07/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

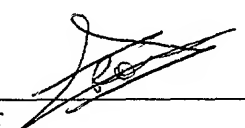
- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825

(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

703-308-1202